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| TRANSMITTAL FORM (to be used for all correspondence after initial filing) | Application Number | 10/828,979 | |
| | Filing Date | APRIL 21, 2004 | |
| | First Named Inventor | HARVEY BEHREND | |
| | Art Unit | 3641 | |
| | Examiner Name | PATRICK HELLANDBRAND, JR. | |
| Total Number of Pages in This Submission | 3 | Attorney Docket Number | ARF 2004-004 |

| ENCLOSURES (Check all that apply) | | |
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| <input type="checkbox"/> Fee Transmittal Form | <input type="checkbox"/> Drawing(s) | <input type="checkbox"/> After Allowance communication to Group |
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| <input type="checkbox"/> Response to Missing Parts/Incomplete Application | Remarks | |
| <input type="checkbox"/> Response to Missing Parts under 37 CFR 1.52 or 1.53 | | |

| SIGNATURE OF APPLICANT, ATTORNEY, OR AGENT | |
|--|---|
| Firm or Individual name | William F. Lang, IV Eckert Seamans Cherin & Mellott, LLC |
| Signature | <i>William F. Lang IV</i> |
| Date | November 15, 2004 |

| CERTIFICATE OF TRANSMISSION/MAILING | |
|---|---------------------------|
| I hereby certify that this correspondence is being facsimile transmitted to the USPTO or deposited with the United States Postal Service with sufficient postage as first class mail in an envelope addressed to: Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450 on the date shown below. | |
| Typed or printed name | William F. Lang, IV |
| Signature | <i>William F. Lang IV</i> |
| Date | NOVEMBER 15, 2004 |

This collection of information is required by 37 CFR 1.5. The information is required to obtain or retain a benefit by the public which is to file (and by the USPTO to process) an application. Confidentiality is governed by 35 U.S.C. 122 and 37 CFR 1.14. This collection is estimated to 12 minutes to complete, including gathering, preparing, and submitting the completed application form to the USPTO. Time will vary depending upon the individual case. Any comments on the amount of time you require to complete this form and/or suggestions for reducing this burden, should be sent to the Chief Information Officer, U.S. Patent and Trademark Office, U.S. Department of Commerce, P.O. Box 1450, Alexandria, VA 22313-1450. DO NOT SEND FEES OR COMPLETED FORMS TO THIS ADDRESS. SEND TO: Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450.

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FFW

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Examiner Patrick Hellandbrand, Jr. :
Group Art Unit 3641 :
In re Application of : GRID INSERT FOR THE LOWERMOST GRID
HARVEY E. BEHREND : IN A FUEL ASSEMBLY
Serial No. 10/828,979 : Attorney Docket No. ARF 2004-004
Filed 04/21/2004 :

RESPONSE TO RESTRICTION REQUIREMENT

Eckert Seamans Cherin & Mellott, LLC
600 Grant Street, 44th Floor
Pittsburgh, PA 15219
November 15, 2004

Mail Stop Amendment
Commissioner for Patents
P.O. Box 1450
Washington, D.C. 20231

Dear Sir:

This response is being filed in response to the Restriction Requirement dated October 14, 2004, the time for response being by November 14, 2004. Because November 14, 2004 falls on a Sunday, the time for response is extended to November 15, 2004. This response is therefore timely filed.

The Examiner required applicant to select one of the following groups of claims for continued prosecution.

- I. Claims 1-5, directed towards a grid.
- II. Claims 6-10, drawn to a method of assembling a fuel assembly.
- III. Claims 11-15, drawn to a fuel assembly.

Applicant selects Claims 11-15 for continued prosecution. Applicant reserves the right to file a divisional application to prosecute the non-elected claims..

Respectfully submitted,

William F. Lang IV

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